

RESOLUTION NO. R2014-021

A RESOLUTION of the City Council of the City of Tumwater, Washington establishing a date, time and place for the holding of a public hearing for the purpose of considering the vacation of a portion of the City right-of-way near the southwest corner of the Crosby Boulevard/Mottman Road intersection.

WHEREAS, a petition has been filed with the City of Tumwater requesting the vacation of a portion of public right-of-way near the southwest corner of the Crosby Boulevard/Mottman Road intersection; and

WHEREAS, said petition has been signed by owners representing more than two-thirds of the property sought to be vacated.

NOW, THEREFORE, BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF TUMWATER AS FOLLOWS:

Section 1. The City Council hereby establishes a public hearing date of October 21, 2014, at or about 7:00 P.M., as the date and time upon which the public hearing will be held for the purpose of considering the vacation of the following described right-of-way:

As described in Exhibit "A" and depicted in Exhibit "B" attached hereto.

The hearing shall be held in the City Council Chambers, 555 Israel Road SW, Tumwater, Washington. Said hearing date is not more than sixty (60) nor less than twenty (20) days after the passage of this Resolution.

Section 2. Prior to said hearing, the City Clerk is hereby directed to post notices in accordance with RCW 35.79.020.

If fifty percent (50%) of the abutting property owners file written objection to said proposed vacation with the City Clerk prior to the above hearing date, the City shall not hold said public hearing.

Section 3. Ratification. Any act consistent with the authority and prior to the effective date of this Resolution is hereby ratified and affirmed.

Section 4. Severability. The provisions of this Resolution are declared separate and severable. The invalidity of any clause, sentence, paragraph, subdivision, section, or portion of this Resolution or the invalidity of the application

thereof to any person or circumstance, shall not affect the validity of the remainder of the Resolution, or the validity of its application to other persons or circumstances.

Section 5. Effective Date. This Resolution shall become effective immediately upon adoption and signature as provided by law.

RESOLVED this 16th day of September, 2014.

CITY OF TUMWATER



Pete Kmet, Mayor

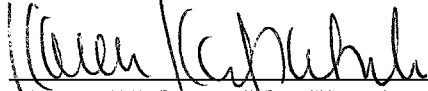
ATTEST:



~~Melody Valiant, City Clerk~~

Irene M. Koester, Acting City Clerk

APPROVED AS TO FORM:



Karen Kirkpatrick, City Attorney

EXHIBIT "A"

PETITION FOR VACATION

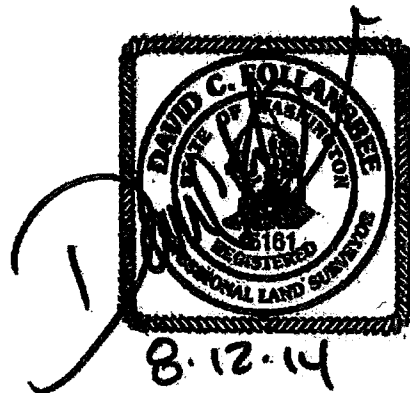
WE, THE UNDERSIGNED, DO HEREBY PETITION THE CITY OF TUMWATER FOR VACATION OF THE FOLLOWING RIGHT-OF-WAY:

THAT PORTION OF MOTTMAN ROAD AND THAT PORTION OF CROSBY STREET LYING WITHIN THE NORTHWEST QUARTER OF SECTION 27, TOWNSHIP 18 NORTH, RANGE 2 WEST OF THE WILLAMETTE MERIDIAN IN THE CITY OF TUMWATER, THURSTON COUNTY, WASHINGTON, BEING MORE PARTICULARLY DESCRIBED AS FOLLOWS:

COMMENCING AT THE INTERSECTION OF THE SOUTH LINE OF BLOCK F, SECOND CAPITOL ADDITION TO OLYMPIA, RECORDED IN VOLUME 6 OF PLATS AT PAGE 2, WITH THE WESTERLY MARGIN OF CROSBY STREET AS SHOWN ON THE SURVEY FOR CITY OF OLYMPIA BLA-09-0016-OL, RECORDED UNDER AUDITOR'S FEE NO. 4092906; THENCE NORTH 01°46'20" EAST ALONG SAID WESTERLY MARGIN A DISTANCE OF 62.72 FEET TO AN ANGLE POINT IN SAID MARGIN; THENCE NORTH 10°27'59" WEST ALONG SAID MARGIN A DISTANCE OF 203.51 FEET TO THE TRUE POINT OF BEGINNING; THENCE CONTINUING NORTH 10°27'59" WEST ALONG SAID MARGIN A DISTANCE OF 11.35 FEET; THENCE LEAVING SAID MARGIN NORTH 58°22'03" EAST A DISTANCE OF 35.66 FEET; THENCE SOUTH 32°01'05" EAST A DISTANCE OF 30.55 FEET; THENCE SOUTH 53°52'38" EAST A DISTANCE OF 6.23 FEET; THENCE SOUTH 31°56'15" EAST A DISTANCE OF 15.10 FEET; THENCE SOUTH 58°03'45" WEST A DISTANCE OF 11.35 FEET; THENCE NORTH 68°50'47" WEST A DISTANCE OF 51.35 FEET TO THE POINT OF BEGINNING.

CONTAINING 1,440 SQUARE FEET, MORE OR LESS.

Legal description prepared by: David C. Follansbee, PLS
AHBL INC.
8/11/2014

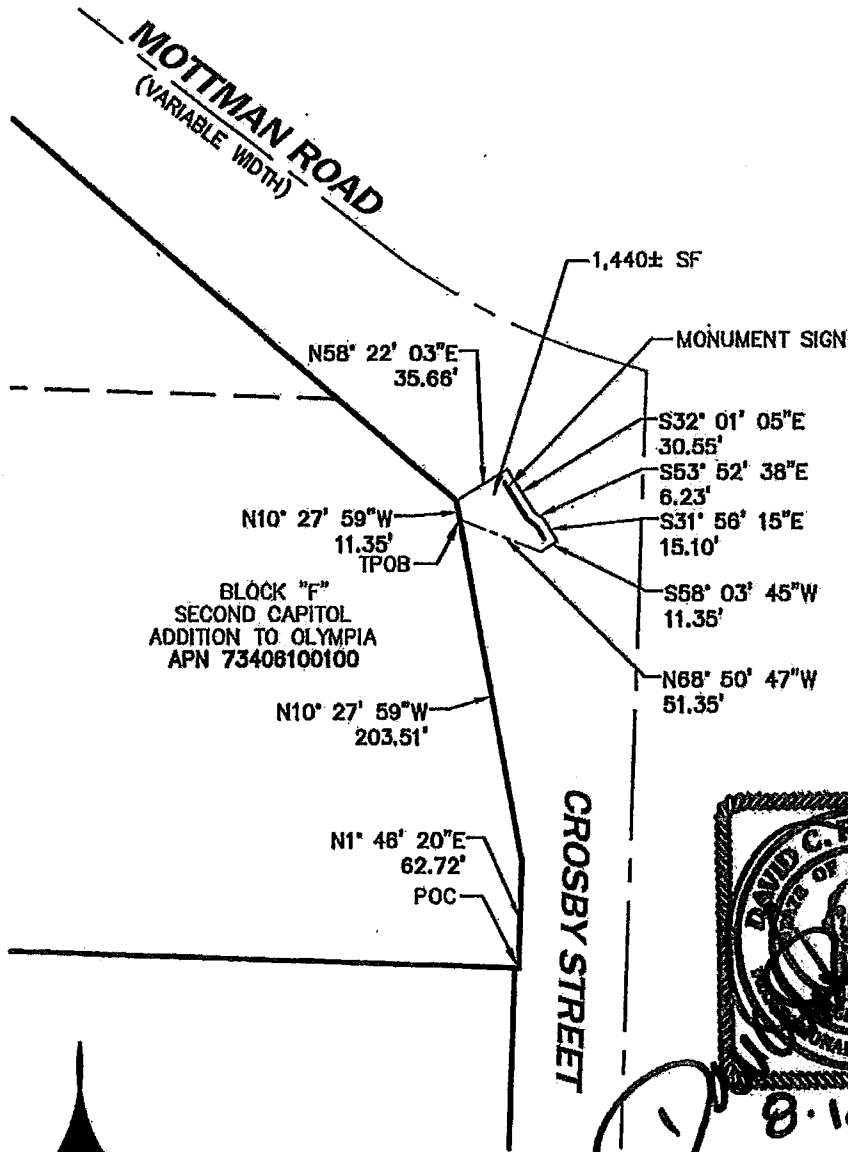


Vacation Request Submitted:

Albert Brown, VP
By: SPSCC

8/19/14
Date:

EXHIBIT "B"



8.12.14



JOB NO. 2140474.50
August 11, 2014
ROW VACATION
LEGAL BY: BD EXHIBIT BY: TD
w:\edskproj\2014\2140474\2140474.dwg



2215 North 30th Street,
Suite 300,
Tacoma, WA 98403
253.383.2422 TEL
253.383.2572 FAX

THIS EXHIBIT HAS BEEN PREPARED TO ASSIST IN THE INTERPRETATION OF THE ACCOMPANYING LEGAL DESCRIPTION. IF THERE IS A CONFLICT BETWEEN THE WRITTEN LEGAL DESCRIPTION AND THIS SKETCH, THE LEGAL DESCRIPTION SHALL PREVAIL.